JS 44 (Rev. 09/11) Case 2:12-cv-06256-SRC-CLW COVER SHEET 10/05/12 Page 1 of 1 PageID: 5 The JS 44 civil coversheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.) I. (a) PLAINTIFFS **DEFENDANTS VELJKO SUBARA** WORLD FINANCIAL NETWORK BANK County of Residence of First Listed Defendant (EXCEPT IN U.S. PLAINTIFF CASES) (IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED. (c) Attorneys (Firm Name, Address, Telephone Number, and Email Address) Houston & Totaro, Attorneys-at-Law Attorneys (If Known) 175 Fairfield Avenue, Unit 1-D West Caldwell, N.J. 07006 II. BASIS OF JURISDICTION (Place an "X" in One Box Only) III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff) (For Diversity Cases Only) and One Box for Defendant) □ 1 U.S. Government ★ 3 Federal Question PTF Plaintiff (U.S. Government Not a Party) Citizen of This State 0 1 0 1 Incorporated or Principal Place 4  $\Box$  4 of Business In This State 2 U.S. Government 4 Diversity Citizen of Another State  $\square$  2  $\square$  2 Incorporated and Principal Place 5 **5** Defendant (Indicate Citizenship of Parties in Item III) of Business In Another State Citizen or Subject of a 3 Foreign Nation 0 6 0 6 Foreign Country IV. NATURE OF SUIT (Place an "X" in One Box Only) FORFEITURE/PENALTY BANKRUPTCY □ 110 Insurance PERSONAL INJURY ☐ 422 Appeal 28 USC 158 PERSONAL INJURY 625 Drug Related Seizure ☐ 375 False Claims Act □ 120 Marine □ 310 Airplane 365 Personal Injury of Property 21 USC 881 ☐ 423 Withdrawal 400 State Reapportionment ☐ 130 Miller Act 315 Airplane Product Product Liability □ 690 Other 28 USC 157 410 Antitrust 140 Negotiable Instrument Liability □ 367 Health Care/ 430 Banks and Banking ☐ 150 Recovery of Overpayment □ 320 Assault, Libel & Pharmaceutical PROPERTY RIGHTS ☐ 450 Commerce & Enforcement of Judgment Slander Personal Injury ☐ 820 Copyrights ☐ 460 Deportation □ 151 Medicare Act 330 Federal Employers' Product Liability □ 830 Patent □ 470 Racketeer Influenced and ☐ 152 Recovery of Defaulted Liability ☐ 368 Asbestos Personal □ 840 Trademark Corrupt Organizations ☐ 340 Marine Student Loans Injury Product 480 Consumer Credit (Excl. Veterans) 345 Marine Product Liability SOCIAL SECURITY LABOR 490 Cable/Sat TV ☐ 153 Recovery of Overpayment Liability PERSONAL PROPERTY 710 Fair Labor Standards □ 861 HIA (1395ff) ☐ 850 Securities/Commodities/ of Veteran's Benefits □ 350 Motor Vehicle 370 Other Fraud Act 862 Black Lung (923) Exchange □ 160 Stockholders' Suits ☐ 355 Motor Vehicle 371 Truth in Lending ☐ 720 Labor/Mgmt. Relations ☐ 863 DIWC/DIWW (405(g)) ■ 890 Other Statutory Actions ☐ 190 Other Contract **Product Liability** ☐ 380 Other Personal ☐ 740 Railway Labor Act ☐ 864 SSID Title XVI 891 Agricultural Acts ☐ 195 Contract Product Liability ☐ 360 Other Personal Property Damage ☐ 751 Family and Medical □ 865 RSI (405(g)) 893 Environmental Matters ☐ 196 Franchise 385 Property Damage Injury Leave Act ☐ 895 Freedom of Information 362 Personal Injury -Product Liability ☐ 790 Other Labor Litigation Act Med. Malpractice □ 791 Empl. Ret. Inc. ☐ 896 Arbitration PRISONER PETITIONS REAL PROPERTY CIVIL RIGHTS Security Act FEDERAL TAX SUITS □ 899 Administrative Procedure 210 Land Condemnation ☐ 440 Other Civil Rights ☐ 510 Motions to Vacate ☐ 870 Taxes (U.S. Plaintiff) Act/Review or Appeal of □ 220 Foreclosure □ 441 Voting Sentence or Defendant) Agency Decision ☐ 230 Rent Lease & Ejectment ☐ 442 Employment **Habeas Corpus:** ☐ 871 IRS—Third Party ☐ 950 Constitutionality of 240 Torts to Land ☐ 443 Housing/ 530 General 26 USC 7609 State Statutes 245 Tort Product Liability Accommodations 535 Death Penalty **IMMIGRATION** 290 All Other Real Property ☐ 445 Amer. w/Disabilities 540 Mandamus & Other 3 462 Naturalization Application ☐ 463 Habeas Corpus -Employment 550 Civil Rights ☐ 446 Amer. w/Disabilities 555 Prison Condition Alien Detainee Other 560 Civil Detainee (Prisoner Petition) 448 Education Conditions of ☐ 465 Other Immigration Confinement Actions V. ORIGIN (Place an "X" in One Box Only) Transferred from Original 2 Removed from **3** Remanded from ☐ 4 Reinstated or ☐ 5 ☐ 6 Multidistrict another district Proceeding State Court Appellate Court Reopened Litigation (specify) Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): Telephone Consumer Protection Act, 47 U.S.C. §227 VI. CAUSE OF ACTION Brief description of cause: Action for damages and injunction against business entity for violation of the Telephone Consumer Protection Act VII. REOUESTED IN **DEMAND \$** CHECK IF THIS IS A CLASS ACTION CHECK YES only if demanded in complaint: **COMPLAINT:** UNDER F.R.C.P. 23 2,300,000.00 **JURY DEMAND:** X Yes □ No VIII. RELATED CASE(S) (See instructions): IF ANY **JUDGE** DOCKET NUMBER DATE SIGNATUR E OF ATTORNEY OF RECORD 10/05/2012 FOR OFFICE USE ONLY

elissas. Totaro

JUDGE

MAG. JUDGE

APPLYING IFP

RECEIPT #

AMOUNT